



STATE OF WISCONSIN Assembly Journal

Ninety-Sixth Regular Session

12:30 P.M.

THURSDAY, January 29, 2004

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Ward in the chair.

The Assembly dispensed with the call of the roll.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 14** offered by Representative J. Fitzgerald.

Assembly amendment 2 to **Assembly Bill 32** offered by Representative Bies.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 418** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 498** offered by committee on **Government Operations and Spending Limitations**.

Assembly amendment 1 to **Assembly Bill 628** offered by Representative Bies.

ADMINISTRATIVE RULES

Assembly Clearinghouse Rule 03-102

Relating to high school equivalency diplomas and certificates of general educational development.

Submitted by Department of Public Instruction.

Report received from Agency, January 27, 2004.

To committee on **Education**.

Referred on January 29, 2004.

Assembly Clearinghouse Rule 03-123

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

Submitted by Department of Transportation.

Report received from Agency, January 27, 2004.

To committee on **Transportation**.

Referred on January 29, 2004.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 65

Relating to: deleting from the constitution the offices of secretary of state and state treasurer (first consideration).

By Representatives Suder, Kerkman, F. Lasee, Kreibich, Huebsch, Albers, Ainsworth, Bies, Gottlieb, Gundrum, Hines, Jeskewitz, Krug, Ladwig, LeMahieu, Montgomery, Nass, Owens, Loeffelholz, Vukmir, Ward, J. Wood and Ziegelbauer; cosponsored by Senators Roessler, Kanavas, Leibham, A. Lasee and Reynolds.

To committee on **Government Operations and Spending Limitations**.

Assembly Bill 775

Relating to: adopting federal law as it relates to health savings accounts for state income and franchise tax purposes.

By Representatives Wieckert, Ainsworth, M. Lehman, Nischke, Kreibich, Musser, Hines, Vrakas, Towns, Albers, Petrowski, Bies, Townsend, F. Lasee, Van Roy, Gunderson and Hundertmark; cosponsored by Senators Darling, Welch, Stepp, Reynolds, Harsdorf, Roessler and Zien.

To committee on **Insurance**.

Assembly Bill 776

Relating to: creating a procedure for certain taxpayers to defer taxation on certain reinvested capital gains.

By Representatives Wieckert, Nischke, Owens, Pettis, Krawczyk, Nass, Gronemus, Gard, Stone, Loeffelholz, Hines, Musser, Ott, Kreibich, Ladwig, Bies and Freese; cosponsored by Senators Kanavas, Welch, Reynolds and A. Lasee.

To committee on **Ways and Means**.

Assembly Bill 777

Relating to: unlicensed motor vehicle dealers, motor vehicle salespersons, and sales finance companies, and providing a penalty.

By Representatives Ainsworth, Albers, Gottlieb, Hines, Hundertmark, Jeskewitz, M. Lehman, Montgomery, Musser, Ott, Petrowski, Stone and Van Roy; cosponsored by Senators Leibham, S. Fitzgerald and Schultz.

To committee on **Transportation**.

Assembly Bill 778

Relating to: issuance of motor vehicle certificates of title and special distinguishing registration plates that identify the bearer as a member of the national guard.

By Representatives Ainsworth, Albers, Bies, Freese, Gottlieb, Hahn, Hines, McCormick, Miller, Montgomery, Musser, Ott, Petrowski, Plouff, Turner and Van Roy; cosponsored by Senators Leibham, S. Fitzgerald, Roessler and Schultz.

To committee on **Transportation**.

Assembly Bill 779

Relating to: the certification of massage therapists and bodyworkers and making an appropriation.

By Representatives Underheim, Hahn, Jeskewitz, Gielow, Musser, Miller and Albers.

To committee on **Health**.

Assembly Bill 780

Relating to: activities exempt from water quality standards that are applicable to wetlands and that are exempt from certain other approvals, fees, notices, hearings, procedures, and penalties.

By Representatives Underheim, Ainsworth, Musser, Stone, J. Wood and Townsend.

To committee on **Natural Resources**.

Assembly Bill 781

Relating to: computing expense deductions and amortization and depreciation on property used in farming for income and franchise tax purposes.

By Representatives Towns, Ott, Kestell, Kreibich, Petrowski, Gielow, Olsen, Hines, Musser, Ainsworth, Hahn, Stone, LeMahieu, Weber, J. Wood, Nischke, Gunderson, Townsend, Bies and Seratti; cosponsored by Senators Kedzie, Kanavas, Zien, Stepp and Brown.

To committee on **Agriculture**.

Assembly Bill 782

Relating to: age requirement for sturgeon spearing license.

By Representatives Kaufert, Ott, Olsen, Krawczyk and Hundertmark; cosponsored by Senators Roessler and Schultz.

To committee on **Natural Resources**.

Assembly Bill 783

Relating to: creating a property tax exemption for outdoor theaters.

By Representatives Bies, F. Lasee, McCormick and Hahn; cosponsored by Senator A. Lasee.

To joint survey committee on **Tax Exemptions**.

COMMITTEE REPORTS

The committee on **Corrections and the Courts** reports and recommends:

Assembly Bill 616

Relating to: indigency determinations and provision of legal services by the State Public Defender and making appropriations.

Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Bies, Albers, Owens, F. Lasee, Suder, Pocan, Colon, Staskunas and Wasserman.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Bies, Albers, Pocan, Colon, Staskunas and Wasserman.

Noes: 3 – Representatives Owens, F. Lasee and Suder.

To joint committee on **Finance**.

Assembly Bill 709

Relating to: the confidentiality of pupil records and the exchange of information between a pupil's school, the juvenile justice system, and law enforcement agencies.

Passage:

Ayes: 8 – Representatives Bies, Albers, Owens, F. Lasee, Suder, Pocan, Staskunas and Wasserman.

Noes: 1 – Representative Colon.

To committee on **Rules**.

GAREY BIES

Chairperson

Committee on Corrections and the Courts

The committee on **Labor** reports and recommends:

Assembly Bill 598

Relating to: employment relations under the Municipal Employment Relations Act.

Assembly Substitute Amendment 1 adoption:

Ayes: 9 – Representatives Nass, Vrakas, Grothman, Wieckert, Hundertmark, J. Fitzgerald, Sinicki, W. Wood and Van Akkeren.

Noes: 0.

Passage as amended:

Ayes: 6 – Representatives Nass, Vrakas, Grothman, Wieckert, Hundertmark and J. Fitzgerald.

Noes: 3 – Representatives Sinicki, W. Wood and Van Akkeren.

To committee on **Rules**.

STEPHEN NASS

Chairperson

Committee on Labor

The committee on **Public Health** reports and recommends:

Assembly Bill 757

Relating to: increasing bonding authority for the University of Wisconsin Hospitals and Clinics Authority.

Passage:

Ayes: 5 – Representatives Hines, Underheim, Freese, Wasserman and Schneider.

Noes: 0.

To joint committee on **Finance**.

J.A. HINES
Chairperson
Committee on Public Health

SPEAKER'S COMMUNICATIONS

January 29, 2004

Representative Michael Powers
310 North, State Capitol
P.O. Box 8953
Madison, Wisconsin 53707

Senator Michael Ellis
118 South, State Capitol
P.O. Box 7882
Madison, Wisconsin 53707-7882

MESSAGE FROM THE SENATE

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Dear Representative Powers and Senator Ellis:

Pursuant to Assembly Rule **42 (1)(am)** I am directing that the Joint Survey Committee on Tax Exemptions prepare a report on **Assembly Bill 775**, so that the legislature may proceed with further consideration of the bill.

Concurred in:

Assembly Bill 421
Assembly Bill 601

Sincerely,
JOHN G. GARD
Speaker
Wisconsin Assembly

January 29, 2004

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

Assembly Bill 120
Assembly Bill 421
Assembly Bill 601

PATRICK E. FULLER
Assembly Chief Clerk

Representative Michael Powers
310 North, State Capitol
P.O. Box 8953
Madison, Wisconsin 53707

Senator Michael Ellis
118 South, State Capitol
P.O. Box 7882
Madison, Wisconsin 53707-7882

Dear Representative Powers and Senator Ellis:

Pursuant to Assembly Rule **42 (1)(am)** I am directing that the Joint Survey Committee on Tax Exemptions prepare a report on **Assembly Bill 781**, so that the legislature may proceed with further consideration of the bill.

Sincerely,
JOHN G. GARD
Speaker
Wisconsin Assembly

CHIEF CLERK REPORTS

The Chief Clerk records:

Assembly Bill 477

Presented to the Governor on Thursday, January 29.

PATRICK E. FULLER
Assembly Chief Clerk

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, February 3.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

12:31 P.M.